

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

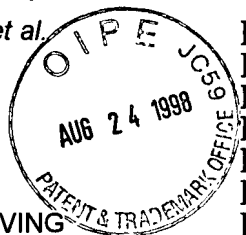
Applicants: D. W. Norbeck et al.

Application No.: 08/687,774

Filed: June 26, 1996

Title: METHOD FOR IMPROVING
PHARMACOKINETICS

Atty Docket No.: 5778.US.01

Certificate of Mailing Under 37 C.F.R. §1.8(a)

I hereby certify that this paper (along with any materials referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to:

Assistant Commissioner for Patents
Washington, D.C. 20231

Date of Deposit: August 20, 1998

Mariette J. Finn August 20, 1998
Mariette J. Finn Date

REQUEST TO WITHDRAW NOTICE OF ABANDONMENT

RECEIVED

AUG 27 PAID

GROUP 1800

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

This communication is in response to the Notice of Abandonment mailed on May 5, 1998. Applicants respectfully request that the abandonment be withdrawn and the examination of this application be continued via the CPA application which was filed on February 20, 1998.

FACTS

Applicants filed the present application on June 26, 1996. A Notice of Allowance and Issue Fee Due dated December 3, 1997 was received by Applicants on December 9, 1997. Applicants submitted a Continued Prosecution Application (CPA) Request Transmittal on February 20, 1998, prior to the due date for payment of the Issue Fee, (i.e., March 3, 1998). Applicants submit herewith a copy of the Continued Prosecution Application (CPA) Request Transmittal; Transmittal Letter; Preliminary Amendment (along with a copy of Form PTO-1449, dated August 21, 1997); Information Disclosure Statement; PTO Form-1449 (dated February 19, 1998); all of which were mailed to the Assistant Commissioner for Patents on February 20, 1998. Applicants also submit herewith copies of the return-receipt postcards date-stamped February 20, 1998 by the USPTO and indicating that the USPTO received the CPA Request.

ARGUMENT AND ACTION REQUESTED

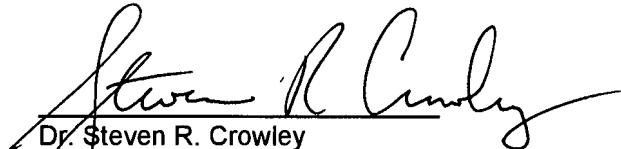
Because Applicants timely filed the Continued Prosecution Application (CPA) Request Transmittal, as evidenced by Certificate of Mailing and because the USPTO received the CPA Request, the application should not have been considered abandoned. The application was never abandoned and pendency continued to be maintained. Applicants respectfully request that the abandonment be withdrawn and that the Continued Prosecution Application (CPA) Request be examined.

Applicants: D. W. Norbeck *et al.*
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Should any questions arise concerning this matter, it is respectfully requested that the undersigned be telephoned.

Abbott Laboratories
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100 Abbott Park Road
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Telephone: (847) 937-9516
Telefax: (847) 938-2623

Respectfully submitted,
D.W. Norbeck *et al.*



Dr. Steven R. Crowley
Registration No. 31,604
Agent for Applicants

SRC/mjf/5778.US.01/Response

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